



The Comptroller General  
of the United States

Washington, D.C. 20548

## Decision

Matter of: Robert Slye Electronics, Inc.

File: B-231648.2

Date: August 19, 1988

---

### DIGEST

A protester challenging a contract award is not an interested party under General Accounting Office Bid Protest Regulations, and its protest thus is dismissed, where it would not be in line for award if its protest were upheld.

---

### DECISION

Robert Slye Electronics (Slye) protests award of a contract under solicitation No. DAEA08-88-R-0002 to Design and Production, Inc. (D&P), on the grounds that D&P omitted necessary equipment from its proposal. We dismiss the protest.

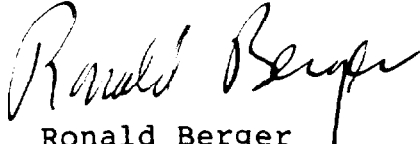
Under our Bid Protest Regulations, a party must be "interested" before we will consider its protest. 4 C.F.R. § 21.1(a) (1988). A party will not be deemed interested where it would not be in line for award if its protest were sustained. See Advanced Business Systems, B-215717, Dec. 17, 1984, 84-2 CPD ¶ 673.

Award here was to be made to the technically acceptable offeror proposing the lowest price. The record shows Slye was only the third low offeror behind D&P and Techniarts. Under these circumstances, Techniarts, not Slye, would be in line for award if the protest were sustained and D&P's offer

043049/130632

were found unacceptable. Slye therefore is not an interested party. See McLaughlin Associates--Request for Reconsideration, B-228332.2, Nov. 9, 1987, 87-2 CPD ¶ 467.

We dismiss the protest.

  
Ronald Berger  
Deputy Associate  
General Counsel